

CITY OF ALAMEDA ORDINANCE NO. _____
New Series

APPROVING AND AUTHORIZING EXECUTION OF LEASE OF REAL
PROPERTY BETWEEN CITY, AS LESSOR, AND FRIENDS OF THE
ALAMEDA ANIMAL SHELTER, AS LESSEE, FOR THE ALAMEDA ANIMAL
SHELTER FACILITY (REQUIRES FOUR AFFIRMATIVE VOTES)

Approved as to Form
City Attorney

WHEREAS, the City of Alameda and Friends of the Alameda Animal Shelter desire to enter into a long-term lease for the Alameda Animal Shelter facility; and

WHEREAS, the term of this Lease shall be for fifteen (15) years expiring on December 31, 2026; and

WHEREAS, the Lease term commences on January 1, 2012, at which point the Alameda Animal Shelter will be operated solely by Friends of the Alameda Animal Shelter; and

WHEREAS, City Charter Article III, Sec. 12 allows an Ordinance to become effective less than 30 days from the date of final passage in the event of great urgency or necessity; and

WHEREAS, without a lease effective January 1, 2012, the City of Alameda will be forced to close the Shelter for lack of funding; and

WHEREAS, the proposed lease does not have a significant effect on the environment, and therefore, is exempt under Section 15301 (e) (1) of the CEQA (California Environmental Quality Act) Guidelines; and

WHEREAS, a form of lease containing the covenants, terms and conditions to be entered into is on file in the office of the City Clerk of the City of Alameda; and

WHEREAS, pursuant to City Charter Article III Sec. 10, no real property of the City shall be leased for a period in excess of one year except on the affirmative vote of four members of the Council.

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Alameda, and upon the affirmative vote of four members of the City Council that:

Section 1. The City Council of the City of Alameda hereby approves and authorizes the City Manager to execute the Agreement between the City of

Alameda, as Lessor, and Friends of the Alameda Animal Shelter, as Lessee, for the Alameda Animal Shelter facility.

Section 2. The City Council hereby declares, on the basis of the findings set forth above, that an emergency exists and that this Ordinance is necessary to preserve the public peace, health and safety. Accordingly, this Ordinance is adopted as an urgency ordinance and shall take effect and be in force immediately upon final adoption.

Presiding Officer of the Council

Attest:

Lara Weisiger, City Clerk
City of Alameda

* * * * *

I, the undersigned, hereby certify that the foregoing Ordinance was duly and regularly adopted and passed by Council of the City of Alameda in regular meeting assembled on the _____ day of _____, 2011, by the following vote to wit:

AYES:

NOES:

ABSENT:

ABSTENTIONS:

IN WITNESS, WHEREOF, I have hereunto set my hand and affixed the official seal of said City this _____ day of _____, 2011.

Lara Weisiger, City Clerk
City of Alameda